

1  
2  
3  
4  
5  
6  
7           UNITED STATES DISTRICT COURT  
8           WESTERN DISTRICT OF WASHINGTON  
9           AT SEATTLE

10           MARIA VELIZ,

11           Plaintiff,

12           v.

13           CAROLYN W. COLVIN,

14           Defendant.

CASE NO. C15-0773JLR

ORDER ADOPTING REPORT  
AND RECOMMENDATION

15           **I. INTRODUCTION**

16       This matter comes before the court on the report and recommendation of United  
17 States Magistrate Judge David W. Christel (R&R (Dkt. # 16)), regarding a stipulated  
18 motion for remand (Stip. Mot. (Dkt # 15)). Having carefully reviewed all of the  
19 foregoing, along with all other relevant documents and the governing law, the court  
20 ADOPTS the report and recommendation (Dkt. # 16), REVERSES the ALJ's decision,  
21 and REMANDS the case to the administrative law judge ("ALJ") for a *de novo* hearing  
22 and new decision.

1                   **II. STANDARD OF REVIEW AND ANALYSIS**

2                   A district court has jurisdiction to review a Magistrate Judge's report and  
3 recommendation on dispositive matters. Fed. R. Civ. P. 72(b). "The district judge must  
4 determine de novo any part of the magistrate judge's disposition that has been properly  
5 objected to." *Id.* "[T]he district judge must review the magistrate judge's findings and  
6 recommendations de novo if objection is made, but not otherwise." *United States v.*  
7 *Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc). When no objections are  
8 filed, the court need not review de novo the report and recommendation. *Wang v.*  
9 *Masaitis*, 416 F.3d 992, 1000 n.13 (9th Cir. 2005). The parties stipulated to the motion  
10 on which Judge Christel issued his report and recommendation, which recommends the  
11 requested relief. (*Compare* Mot. at 1-2 *with* R&R at 1-2.) There are therefore no  
12 objections to the report and recommendation, and the court adopts it in full.

13                   **IV. CONCLUSION**

14                   The court hereby ADOPTS the report and recommendation (Dkt. # 15) in its  
15 entirety, REVERSES the ALJ's decision, and REMANDS the case to the ALJ to take the  
16 steps described in the report and recommendation. The court will consider Plaintiff's  
17 application for attorney's fees following proper presentation. (*See* R&R at 2.)

18                   Dated this 22<sup>nd</sup> day of October, 2015.

19  
20                     
21                   JAMES L. ROBART  
22                   United States District Judge